

**CITY OF COPPERAS COVE
CITY COUNCIL REGULAR MEETING MINUTES
DECEMBER 2, 2003 - 7:00 P.M.**

A. CALL TO ORDER

Mayor Rodney G. Nauert called the regular meeting of the City Council of the City of Copperas Cove, Texas to order at 7:05 p.m.

B. INVOCATION AND PLEDGE OF ALLEGIANCE

Council Member Heinze gave the Invocation, and led the Pledge of Allegiance.

C. ROLL CALL

ALSO PRESENT

Bradi D. Diaz
Ray Don Clayton
John F. Gallen
Charlotte Heinze
Fred Harris
Bud Owsley
Annabelle Smith

Steven J. Alexander, City Manager
Pamela J. Russell, City Secretary
James R. Thompson, City Attorney

D. ANNOUNCEMENTS

Council Member Smith

- Krist Kindle Markt will be held this coming weekend, Friday, December 5th through Sunday, December 7th. Come out and have a wonderful time in downtown Copperas Cove, and do a lot of Christmas shopping!

Council Member Owsley

- Thanks to all of the civic organizations that participated in the Annual Thanksgiving Feast at the Civic Center. It was a great success.

Council Member Heinze

- The Hot Bowl will be held at Dawg Stadium this Friday, tickets are available at the annex.
- Read a prepared statement regarding food drives.

Council Member Gallen

- Wish all citizens a blessed and safe Holiday Season.

Mayor Pro Tem Diaz

- The Christmas Parade begins at 10 a.m. this coming Saturday. Please come and join in the festivities.

E. PUBLIC RECOGNITION – None.

- F. **CITIZENS' FORUM** citizens are allowed to speak on any matter other than personnel matters, matters under litigation, or matters on the regular agenda, for a length of time not to exceed five minutes per person. Thirty minutes total has been allotted for this section.

No one spoke at Citizens' Forum.

G. **CONSENT ITEMS**

1. Consideration and action on approval of minutes from November 18, 2003 Regular City Council Meeting. **Pamela J. Russell, City Secretary**

2. Consideration and action on award of Bid No. 2004-01-42 to Philpott Motors, LTD for the purchase of three (3) police pursuit vehicles for \$21,845 per unit. **Tim Molnes, Police Chief**

3. Consideration and action on purchasing a Terex Vibratory Asphalt Roller to be used by the Street Department for \$29,778.94 through the Houston-Galveston Area Council (H-GAC) Cooperative Purchasing Program. **Paul M. Boyer, P.E., City Engineer**

4. Consideration and action on Resolution 2003-39, authorizing the City Manager to apply for, accept, reject, alter or terminate a grant from the Criminal Justice Division, Office of the Governor, for a Juvenile Accountability Block Grant in the amount of \$5,372. **Jeri Denniston, Grants Administrator/Budget Analyst**

Council Member Gallen made a motion to approve consent items 1, 2, 3, and 4. Council Member Heinze seconded the motion, and with a unanimous vote, motion carried.

The Resolution caption reads as follows:

RESOLUTION NO. 2003-39

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COPPERAS COVE, TEXAS, AUTHORIZING THE CITY MANAGER TO APPLY FOR, ACCEPT, REJECT, ALTER OR TERMINATE A GRANT FROM THE CRIMINAL JUSTICE DIVISION, OFFICE OF THE GOVERNOR, FOR A JUVENILE ACCOUNTABILITY INCENTIVE BLOCK GRANT; AND PLEDGING THAT THE CITY OF COPPERAS COVE WILL COMPLY WITH THE GRANT REQUIREMENTS OF THE CRIMINAL JUSTICE ?????

H. **PUBLIC HEARINGS/ACTION**

1a. Public Hearing on Ordinance No. 2003-36 amending the 2002-03 fiscal year budget for the City of Copperas Cove. **Robert Camareno, Assistant City Manager/Director of Finance**

Robert Camareno, Assistant City Manager/Director of Finance, stated: The 2002-03 budget was adopted on September 10, 2002. According to Section 6.16(b)(1) of the Copperas Cove City Charter, in order for the City Council to amend the current year budget it must first hold a public hearing on the proposed amendments. The Charter also provides a requirement that when fund balance is to be used to fund increases in expenditures that two public hearings be held. In this instance, fund balance will not be used to fund increases in expenditures.

One amendment has been identified within the Golf Course Fund. The Golf Course Fund will need an increase in appropriations in the amount of \$4,161 in order to not exceed its adopted budget. It is very important to understand that the Golf Course Fund's operating revenues exceeded its operating expenditures. However, the proposed amendment is only needed to prevent this fund from exceeding its adopted budget.

Mayor Nauert opened the public hearing.

Speaking For: None.

Speaking Against: None.

1b. Consideration and action on Ordinance No. 2003-36 amending the 2002-03 fiscal year budget for the City of Copperas Cove. **Robert Camareno, Assistant City Manager/ Director of Finance**

Council Member Heinze made a motion to approve Ordinance No. 2003-36. Council Member Smith seconded the motion, and with a unanimous vote, motion carried.

The Ordinance caption reads as follows:

ORDINANCE NO. 2003-36

AN ORDINANCE APPROVING AND ADOPTING AN AMENDMENT TO THE BUDGET FOR OPERATING THE MUNICIPAL GOVERNMENT OF THE CITY OF COPPERAS COVE FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2002, AND ENDING ON SEPTEMBER 30, 2003; REPEALING ALL ORDINANCES AND APPROPRIATIONS IN CONFLICT WITH THE PROVISIONS OF THIS ORDINANCE.

I. ACTION ITEMS

1. Consideration and action on ratifying the Base Contract for Supply of Electricity between the City of Copperas Cove, Texas and TXU Energy Retail Company LP through the Houston-Galveston Area Council (H-GAC) Energy Purchasing Corporation. **Robert Camareno, Assistant City Manager/Director of Finance**

Council Member Heinze made a motion to approve agenda item number I-1. Mayor Pro Tem Member Diaz seconded the motion, and with a unanimous vote, motion carried.

2. Consideration and action on approving Resolution No. 2003-40 approving award of Revolving Loan funds to the Boys and Girls Club of Coryell County in the amount of \$100,000. **Robert Camareno, Assistant City Manager/Director of Finance**

Council Member Owsley made a motion to approve Resolution No. 2003-40. Council Member Heinze seconded the motion, and with a unanimous vote, motion carried.

The Resolution caption reads as follows:

RESOLUTION NO. 2003-40

A RESOLUTION OF THE CITY OF COPPERAS COVE, TEXAS, APPROVING AWARD OF REVOLVING LOAN FUNDS TO THE BOYS AND GIRLS CLUB OF CORYELL COUNTY IN THE AMOUNT OF \$100,000.

3. Consideration and action on adopting an alternate City Flag. **Robert Camareno, Assistant City Manager/Director of Finance**

Council Member Heinze made a motion to approve agenda item number I-3. Council Member Gallen seconded the motion. Robert Camareno, Assistant City Manager stated: Staff has formed a public relations committee to focus on promotion of our City to current citizens, prospective newcomers and to improve quality of life for the citizens of our community. As part of this commitment, the committee proposes that the City of Copperas Cove adopt an alternate city flag with the five hills logo as used by the Joint Image Campaign that is comprised of the City of Copperas Cove, the Copperas Cove Economic Development Corporation, the Copperas Cove Independent School District and the Copperas Cove Chamber of Commerce. The proposed alternate flag will be flown at all City facilities.

With a unanimous vote, motion carried.

4. Consideration and action on Resolution No. 2003-38 authorizing the transfer of unexpended and unencumbered appropriations, within the 2002-2003 Fiscal Year Budget, between departments. **Robert Camareno, Assistant City Manager/Director of Finance**

Council Member Owsley made a motion to approve Resolution No. 2003-38. Council Member Gallen seconded the motion. Robert Camareno, Assistant City Manager/Director of Finance stated: On September 10, 2002, the City Council adopted the original 2002-2003 Annual Budget and Plan of Municipal Services. On September 16, 2003, the City Council adopted budgetary transfers to the 2002-2003 fiscal year budgets. These budgetary transfers are necessary in order to prevent these departments from exceeding their adopted budget. The reasons for these departments needing these adjustments are clear. The Parks and Recreation Department incurred additional costs for pool repairs and Fleet Services replaced a lift that was old and not operational.

According to the City's Charter, Section 8.02, the City Council can, at the request of the City Manager, authorize the transfer of unexpended and unencumbered appropriations from one office, department or agency to another. Such transfers must be approved through a resolution. Total amounts appropriated in all funds will remain the same as originally adopted.

With a unanimous vote, motion carried.

The Resolution caption reads as follows:

RESOLUTION NO. 2003-38

A RESOLUTION AUTHORIZING THE TRANSFER OF UNEXPENDED AND UNENCUMBERED APPROPRIATIONS, WITHIN THE 2002-03 FISCAL YEAR BUDGET, BETWEEN DEPARTMENTS IN ACCORDANCE WITH THE CITY OF COPPERAS COVE CHARTER SECTION 8.02.

5. Consideration and action on authorizing the City Manager to execute a Sales Contract in the amount of \$1,731,682.35 between the City of Copperas Cove and Dailey and wells Communications, Inc. for the purpose to purchase a 800 MHz EDACS Radio Trunking System manufactured by M/A-Com. **Bruce Woods, Fire Chief**

Council Member Gallen made a motion to approve agenda item number I-5. Council Member Smith seconded the motion. City Manager stated: The total cost of the proposed 800 MHz EDACS radio system from Dailey-Wells is \$1,731,682.35. The City has budgeted \$1,840,820 for the project. Funding for the project has been secured through the issuance of Certificates of Obligation previously approved by City Council. Gary Young, Fire Department Training Officer, gave an overview of the item. Council Member Gallen commended the system, and the committee that had worked on this project. Council Member Smith congratulated Fire Chief Bruce Woods for his hard work. Steven Alexander, City Manager commended Gary Youngs on the technical aspects, and sated that the Committee needed to be commended.

With a unanimous vote, motion carried.

6. Consideration and action on waiving or reducing City fees related to the construction of a Habitat for Humanity Home. **Steven J. Alexander, City Manager**

Council Member Heinze made a motion to approve agenda item number I-6 waving the fees. Council Member Harris seconded the motion. Mr Fiddler, Habitat for Humanity Representative, spoke in favor of the item and requested the council waive the fees. Council Member Harris thanked Mr. Fiddler for the work his organization did. Council Member Gallen commended Habitat for Humanity for all of the fine homes they have built.

With a unanimous vote, motion carried.

J. STAFF REPORTS

1. Second and third quarter reports on expenditure of Tourism Funds derived from Copperas Cove Hotel-Motel Tax receipts. **David Landmann, Executive Director, Chamber of Commerce**

David Landmann, Executive Director, Chamber of Commerce gave the second and third quarter reports on expenditure of Tourism Funds derived from Copperas Cove Hotel-Motel Tax receipts.

2. Presentation of the GFOA Certificate of Achievement for Excellence in Financial Reporting for the Comprehensive Annual Financial Report (CAFR) for the fiscal year ended September 30, 2002. **Robert Camareno, Assistant City Manager/Director of Finance**

Robert Camareno, Assistant City Manager/Director of Finance read the news release from the Government Finance Officers Association, which stated: The Certificate of Achievement for Excellence in Financial Reporting has been awarded to the City of Copperas Cove, Texas by the Government Finance Officers Association of the United States and Canada for its comprehensive annual financial report. The Certificate of Achievement is the highest form of recognition in the area of governmental accounting and financial reporting, and its attainment represents a significant accomplishment by a government and its management.

K. REPORTS OF ADVISORY COMMITTEES AND BOARDS – None.

L. ITEMS FOR FUTURE AGENDAS – None.

M. EXECUTIVE SESSION

1. Pursuant to §551.074 of the Open Meetings Act. *Tex. Gov't Code*, Council will meet in Executive Session to discuss the employment terms of the Municipal Judge.

Mayor Nauert closed the regular session of the meeting to adjourn into Executive Session at 7:47 p.m.

N. RECONVENE INTO OPEN SESSION FOR POSSIBLE ACTION RESULTING FROM ANY ITEMS POSTED AND LEGALLY DISCUSSED IN EXECUTIVE SESSION

Mayor Nauert re-opened the regular session of the meeting at 9:10 p.m. Mayor Nauert announced that executive session agenda item M-1 was for information purposes only, and no action would be taken.

O. ADJOURNMENT

There being no further business, the meeting was adjourned at 9:11 p.m.

Rodney G. Nauert, Mayor

ATTEST:

Pamela J. Russell, TRMC, City Secretary